

MINUTES OF REGULAR MEETING
SUGAR CITY COUNCIL
THURSDAY, JANUARY 27, 2022

Presiding: Mayor Adams

Meeting Via Internet and at City Hall Convened at 6:30 p.m.

Prayer: Councilman Dayley

Pledge of Allegiance: Councilwoman Ball

Present at City Hall and Online: Mayor Steven Adams; Councilors Joy M. Ball, Glenn Dayley, Connie Fogle and Catherine Nielsen; Clerk-Treasurer Wendy McLaughlin; Public Works Director Arlynn Jacobson; City Building Inspector and P&Z Administrator Quinton Owens; Planning & Zoning Chairman Dave Thompson; Design Review Board Chairman Paul Jeppson; Community Development Specialist Kurt Hibbert; Garry Jeppesen Landowner Representative Shane Berger; Rocky Mountain Power Regional Business Manager Tim Solomon; Citizens Derek Mason, Lawrence Nielsen, and others who may have joined electronically but not identified.

CONSENT AGENDA:

MOTION: It was moved by Councilwoman Fogle and seconded by Councilwoman Nielsen to approve the Consent Agenda; motion carried.

ROCKY MOUNTAIN POWER GRANTS: Regional Business Manager Tim Solomon presented four Rocky Mountain Power grants available to cities that help enhance communities. The grants are generally less than \$10,000 and most are between \$2,500 - \$5,000. The four grant categories are:

- Education/STEM – hands on learning with real world applications
- Community Enhancement - making communities better, enhancing renewables
- Arts & Culture – helping organizations with arts and culture
- Safety & Wellness – helping individuals – mental health, COVID, etc.

The grants directly impact the lives of customers but cannot increase the power load on Rocky Mountain Power. Projects that grants have been used for include, back-up generators, playground equipment, green houses, community gardens, and etc. Mr. Solomon encouraged organizations and cities to apply. The applications are all done online. He would also be glad to help with the application process.

PUBLIC WORKS REPORT: Public Works Director Arlynn Jacobson reported on the following items:

Sewer Manhole Maintenance: Mr. Jacobson has a few manholes that he would like to apply a protective lining to help leaking and deterioration maintenance.

New Backhoe Lease: Mr. Jacobson reported that the city will renew their lease on a new backhoe that will be delivered to the city either tomorrow or Monday.

Peregrine Development: A review is being done on the Peregrine Townhomes. City Engineer Dick Dyer has signed off on the conditions and is ready to issue of letter with the

council's approval to proceed forward.

Center Street "Y" Road to High School: The Center Street "Y" that school bus driver Joe Laws described as unsafe actually belongs to the school district. The school will be asked to deed it over to the city or county who is maintaining it.

Well #5 Update: The new liner for the well will be installed next spring. The dialer for the SCADA system is not working properly.

Equipment: Several pieces of snow removal equipment were repaired. The old grader, plow truck, and broom are now fixed ready to go. Madison County would help with snow removal if needed.

Snow Berm Removal: Comments on Facebook seemed to indicate that citizens might be willing to pay extra as in a bond for equipment that will remove the berms in their driveways.

PUBLIC COMMENT: No report.

PLANNING & ZONING REPORT: Dave Thompson reported on the following items:

Comprehensive Plan/Code: Mr. Thompson reported that the commission is working on the final for the Comprehensive Plan and code changes.

Sugar Mill (Toscano) Development: Developers have been working with Planning and Zoning on the old Toscano Development. It will not be called the Sugar Mill Development. They are ready to submit building applications.

New Developers: New developers are looking at some large project ideas which would benefit Sugar City.

Sugar City Growth Rate: Mr. Thompson reported that the projected growth rate for Sugar City the last two years is 283.59%.

Annexations: The "Salem/Teton" Annexation notice will be published tomorrow. The hearing date is set for Tuesday, February 15 at 7:00 p.m. All property owners have requested annexation into the city. The council will set a special meeting that same night at 8:00 p.m. to approve the annexation ordinance.

GENERAL BUSINESS:

RESOLUTION NO. 2022-1: (A Resolution to Approve and Submit a TAP Grant) – was read by title only.

MOTION: It was moved by Councilman Dayley and seconded by Councilwoman Fogle to approve the resolution; motion carried.

Thereupon, the Mayor declared the motion passed. A copy of said resolution is attached hereto marked "Attachment 1".

Mayoral Appointments: Newly appointed Planning and Zoning members will be assigned term limits at the next council meeting.

Councilmember Assignments – The council will keep their assignments as assigned last year with no changes.

CALENDARED ITEMS:

ANNEXATION ORDINANCE NO. 371_2022: The council approved the annexation ordinance and waived the third reading.

“AN ORDINANCE ANNEXING CERTAIN LANDS GENERALLY LOCATED ON THE EAST SIDE OF SOUTH RAILROAD AVENUE, NORTH OF E. MOODY ROAD, AND WEST OF S. 7TH W. AND WHICH LIES CONTINGUOUS OR ADJACENT TO THE CITY LIMITS OF THE CITY OF SUGAR CITY, COUNTY OF MADISON, STATE OF IDAHO; AND THAT SAID LAND BE ANNEXED TO THE CITY OF SUGAR CITY AND ZONING DESIGNATED HIGHWAY COMMERCIAL (C3) AND TRANSITIONAL AGRICULTURE1 (TAG1) AND DECLARING THAT SAID LAND, BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW, BE A PART OF THE CITY OF SUGAR CITY, COUNTY OF MADISON, STATE OF IDAHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HERewith; AND DIRECTING MADISON COUNTY GIS TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF SUGAR CITY, IDAHO; AND DIRECTING THE CLERK OF THE CITY OF SUGAR CITY TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREAS TO BE ANNEXED WITH MADISON COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR, AND THE STATE TAX COMMISSION OF THE STATE OF IDAHO PURSUANT TO IDAHO CODE SECTION 50-223 AND SECTION 63-2215.”

It was moved by Councilwoman Nielsen and seconded by Councilwoman Fogle to waive the third reading of the ordinance and to place it upon its final passage. Thereupon the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen
Those voting nay: None

Thereupon, the mayor declared that the motion, having been passed by not less than two-thirds of the council, had been duly carried. It was moved by Councilwoman Nielsen and seconded by Councilwoman Ball to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen
Those voting nay: None

Ordinance No. 371_2022 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No. 371_2022 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

Dark Sky Ordinance: A document was produced during the meeting for the council to act upon.

Ordinance No. 372_2022 - Amendment to Title 9 (Zoning) of Sugar City Code: Outdoor Lighting Standards

AN ORDINANCE OF SUGAR CITY, IDAHO AMENDING TITLE 9 OF THE SUGAR CITYCODE: ESTABLISHING REGULATIONS FOR OUTDOOR LIGHTING IN ALL ZONES; DEFINING AND EXEMPTING FROM CONFORMANCE CERTAIN FIXTURES AND LIGHTING APPLICATIONS; PROHIBITING CERTAIN FIXTURES AND LAMP TYPES; ADOPTING STANDARDS FOR LAMP COLOR TEMPERATURE,

GLARE AND LIGHT TRESPASS, ILLUMINATION LEVEL, POLE MOUNTING HEIGHT, AND SIGN ILLUMINATION. ADOPTING LIGHTING CURFEWS FOR COMMERCIAL AND INDUSTRIAL OUTDOOR LIGHTING FIXTURES AND SIGNS. PROVIDING A CONFORMANCE SCHEDULE FOR EXISTING FIXTURES. REPLACE ALL LIGHTING STANDARDS WITH A REFERENCE TO THE STANDARDS CONTAINED HEREIN. REPEALING ALL OTHER ORDINANCES, RESOLUTIONS OR PARTS THEREOF IN CONFLICT HERewith; AND ESTABLISHING AN EFFECTIVE DATE.

It was moved by Councilwoman Ball and seconded by Councilwoman Fogle to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen
Those voting nay: None

Ordinance No. 372_2022 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No. 372_2022 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

Open Space Ordinance:

It was moved by Councilman Dayley and seconded by Councilwoman Ball to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen
Those voting nay: None

Ordinance No. 373_2022 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No. 373_2022 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

Buffering Ordinance:

It was moved by Councilman Dayley and seconded by Councilwoman Ball to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen
Those voting nay: None

Ordinance No. 374_2022 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No. 374_2022 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

MAYOR AND COUNCIL REPORTS

Neighborhood Watch: The mayor reported that the Neighborhood Watch had a preliminary meeting.

State of the City/County Breakfast: The breakfast sponsored by the Rexburg Area Chamber of Commerce was a success. Several from the city attended. The mayor encouraged those who didn't attend to plan on next year.

Historic Preservation Commission: Dick Dyer, a structural engineer, is now available to walk through the old theater building owned by Harold Harris on Center Street. New officers of the Commission are Grant and Linda Johnson, co-presidents, and Secretary. Older citizens are invited to donate historic items to the Commission. Robert Worrell has class pictures from the beginning which he is willing to make available in a book for \$50 - \$60. The Commission will contact School Superintendent Chester Bradshaw about using the old shelving in the old Jr. High building for storage. JoAnn Peters is organizing a field trip to the Museum of Idaho in Idaho Falls. The Commission will meet again February 16.

EXECUTIVE SESSION:

8:05 P.M. It was moved by Councilwoman Nielsen and seconded by Councilwoman Fogle to move into executive session pursuant to Idaho Code 74-206(1)(b), "(b) To consider evaluation, dismissal, or disciplining of or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student". Motion carried. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Ball, Dayley, Fogle, and Nielsen

Those voting nay: None

Thereupon, the mayor declared the motion passed.

8:25 P.M. The executive sessions ended for Idaho Code 74-206(1) (b). No decisions were made and there was no deliberation.

Councilwoman Nielsen made a motion for adjournment with the Council's recommendation. Meeting adjourned at 8:30 p.m.

Signed: _____
Steven Adams, Mayor

Attested: _____
Wendy McLaughlin, Clerk-Treasurer